IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

APPEAL FROM ORDER NO.369 OF 2007

WITH

CIVIL APPLICATION NO.531 OF 2007

In

APPEAL FROM ORDER NO.369 OF 2007

Mrs.Sugrabi Gulam Shaikh & Anr. : Appellants

(Orig.Resp.No.7 & 8)

V/s.

Mr.A.S.J. D'silva (deceased)

through his legal heirs

a) Mrs.Luella Dias & Ors. : Respondents

...

Mr.Rajiv Narula i/b. M/s.Jhangiani, Narula & Associates for the appellants.

Mr.Rajiv Chavan i/b. Ms R. Ambekar for respondent no.2.

...

CORAM : S.A.BOBDE, J.

DATE : JULY 31, 2007.

P.C.

Admit.

By consent, taken up for final hearing.

2. After hearing the matter for sometime, the following

order is passed by consent:-

O R D E R

In view of the fact that the appellant no.1 has the history of dementia and, in any case, is advanced in age, it would be appropriate to set aside the order of the appellate Court. The said order is hereby set aside. The appellate Court is directed to decide the appeal within one month from the date the parties appear before it. The parties are directed to appear before the appellate Court on 14.8.2007.

3. The appeal stands disposed of.

4. In view of the disposal of the appeal, Civil Application no.531 of 2007 does not survive and the same stands disposed of.

S.A. BOBDE, J.